

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TENNESSEE
AT GREENEVILLE**

**HOLSTON UNITED METHODIST
HOME FOR CHILDREN,**

Plaintiff,

v.

XAVIER BECERRA, et al.,

Defendants.

No. 2:21-cv-00185

DEFENDANTS' MOTION TO DISMISS

Defendants hereby move the Court pursuant to Federal Rule of Civil Procedure 12(b)(1) to dismiss Plaintiff's Complaint, or alternatively to dismiss Plaintiff's RFRA claim pursuant to Federal Rule of Civil Procedure 12(b)(6), for the reasons set forth in the accompanying Memorandum in support of this motion, filed in accordance with E.D. Tenn. L.R. 7.1(a) and 7.1(b).

Dated: May 11, 2022

Respectfully submitted,

BRIAN M. BOYNTON

Principal Deputy Assistant Attorney General
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MICHELLE R. BENNETT

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/s/ Cassandra Snyder

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Attorneys for Defendants

CERTIFICATE OF CONFERENCE

Pursuant to this Court's Order Governing Motions to Dismiss, ECF No. 3, the parties conferred regarding this Motion to Dismiss. The parties could not reach agreement on a possible amendment.

/s/ Cassandra Snyder

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CERTIFICATE OF SERVICE

I hereby certify that on May 11, 2022, I electronically filed the foregoing paper with the Clerk of Court using this Court's CM/Doc. system, which will notify all counsel of record of such filing.

/s/ Cassandra Snyder

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